

For good and valuable considerations, the right is hereby granted to THE DETROIT EDISON COMPANY, 2000 Second Ave. Detroit, Michigan, and the MICHIGAN BELL TELEPHONE COMPANY, 1365 Cass Avenue, Detroit, Michigan, their licensees, essees, successors and assigns, to construct aerial and/or underground line facilities for the purpose of providing electric service and communication service including necessary poles, guys, anchors, conduits, wires, cables, manholes, transformers and equipment in, under, upon, over and across the property located in the \_\_\_\_\_ City \_\_\_\_\_ of \_\_\_\_\_

Farmington, County of Oakland, State of Michigan, further described as follows: The South 10 feet of the North 26 feet of the westerly 70 feet of a parcel of land located in the northwest 1/4 of Section 34, Town 1 North, Range 9 East, Described as commencing at the northwest corner of said Section 34; thence along the West line of said Section 34, South 0°30' West 33.00 feet; thence South 89°38'37" East 60.00 feet; thence along the South right-of-way line of Nine Mile Road South 89°38'37" East 573.17 feet; thence South 0°30'00" West 409.5 feet to the point of beginning; thence South 0°30'00" West 157.5 feet; thence South 89°38'37" East 351.83 feet; thence North 0°30'00" East 157.5 feet; thence North 89°38'37" West 351.83 feet to the point of beginning.

PART OF TAX PARCEL 23-34-101-000011 Being part of lots 269-320 of Builder's Park #1

with full right of ingress and egress upon the said premises to employes or appointees of the said grantees to construct, reconstruct, repair, operate and maintain said line facilities, and to trim or cut down any trees which in the opinion of the grantees at any time interfere or threaten to interfere with the construction and operation of said line facilities.

~~The route of overhead line facilities is described as follows:~~

\_\_\_\_\_

Underground lines are to be located in accordance with attached drawing which is made a part hereof and underground easements are 10 feet in width unless otherwise noted on said drawing.

This grant is hereby binding upon the heirs, successors and assigns of the undersigned grantors.

IN WITNESS WHERE OF we have hereunto set our hands and seals this 13th day of Feb., 1985.

WITNESS:  
Monica R. Dlugas  
Monica R. Dlugas  
Barbara P. Stevens  
BARBARA P. STEVENS  
Mary Jane Royer  
Rosalie Marcella

PREPARED BY:  
Paul E. Lagrou  
The Detroit Edison Company  
30400 Telegraph Rd., Suite 264  
Birmingham, Michigan 48010

Farmington/9 Mile Associates  
A Michigan Limited Partnership  
By: [Signature]  
R. Richard Walker, General Partner  
31884 Northwestern Highway  
Farmington Hills, Michigan 48018

MANUFACTURERS NATIONAL BANK OF DETROIT,  
Trustee of the Adolph H. Meyer Charitable  
Annuity Trust  
By: [Signature]  
William J. Alexander, Second Vice President  
and Trust Officer.  
100 Renaissance Center  
Detroit, Michigan 48243

STATE OF MICHIGAN }  
County of Oakland } s.s.

On this 13th day of February A.D. 1985, before me, the undersigned, a Notary Public in and for said County, personally appeared R. Richard Walker General Partner D/P/A Farmington/9 Mile Associates, a Michigan Limited Partnership known to me to be the person named in and who executed the foregoing instrument as grantor and acknowledged the same to be his free act and deed on behalf of said limited partnership.

My commission expires: 11-29-88

Notary Public, Oakland County, Michigan

BARBARA P. STEVENS  
Notary Public, Oakland County, MI  
My Commission Expires Nov. 29, 1988

APPROVED AS TO FORM: 3/1/85 DATE  
LEGAL DEPARTMENT

47040

RECORDED  
MAY 15 1985  
RIGHT OF WAY NO. 35381

9.00

STATE OF MICHIGAN )  
                          ) ss.  
COUNTY OF WAYNE )

On this 31<sup>st</sup> day of February, 1985, before me, the undersigned, a Notary Public, in and for said County, personally appeared William J. Alexander, Second Vice President and Trust Officer of Manufacturers National Bank of Detroit, Trustee of the Adolph H. Meyer Charitable Annuity Trust, known to me to be the person named in and who executed the foregoing instrument as Grantor and acknowledged the same to be its free act and deed.

*Rosalie Marcella*

*Notary in*, Notary Public, *Oakland*  
County, of *Wayne*, State of Michigan  
My commission expires: \_\_\_\_\_

ROSALIE MARCELLA *Notary in Wayne*  
Notary Public, Oakland County, Michigan  
My Commission Expires August 19, 1986

RECORDED RIGHT OF WAY NO. 35381

APPLICATION FOR RIGHT OF WAY

DE FORMS 80 5-74 SS

PLEASE SECURE RIGHT OF WAY AS FOLLOWS.

DATE December 18, 1984

LOCATION 9 Mile and Farmington Road

APPLICATION NO. O-7840

CITY OR VILLAGE City of Farmington

DEPT. ORDER NO. \_\_\_\_\_

TOWNSHIP Farmington COUNTY Oakland

O F W NO \_\_\_\_\_

DATE BY WHICH RIGHT OF WAY IS WANTED Dec. 28, 1984

BUDGET ITEM NO \_\_\_\_\_

THIS R/W IS \_\_\_\_\_ % OF TOTAL PROJECT NO. \_\_\_\_\_ ACCUM. \_\_\_\_\_ %

INQUIRY NO. \_\_\_\_\_

JOINT RIGHT OF WAY REQUIRED YES  NO

NOTE: Identify on print or sketch the subdivisions as to section location and liber and page.

KIND AND DESCRIPTION OF RIGHT OF WAY REQUESTED Recorded easement as shown on sketch.

Easement to be joint with MBT.

PURPOSE OF RIGHT OF WAY To provide U.G. distribution to Perry Drug Store & Shopping Center at 22084 Farmington Road. All utilities to be installed in conduit.

RECORDED RIGHT OF WAY NO. 35381

SIGNED [Signature] /Supervisor

Oakland Division Headquarters Service Planning  
OFFICE DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

Joint recorded right of way secured as requested on attached sketch.

Contacts by P. Lagrou, Real Estate, R/W & Claims - Oakland Division.

Ser.Pl. 1 Farmington/9 Mile Associates  
PERMITS IN RECORD CENTER 1 R.E. & R/W DEPT. FILE GRANTOR R. Richard Walker, Gen. Partner

NO. OF PERMITS 1 NO. OF STRUCTURES \_\_\_\_\_ NO. OF MILES \_\_\_\_\_ PERMITS TO MBT 1

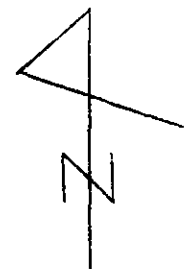
DATE 3-20-85 SIGNED [Signature]

James D. McDonald

12-19-84 WD 1-19-84

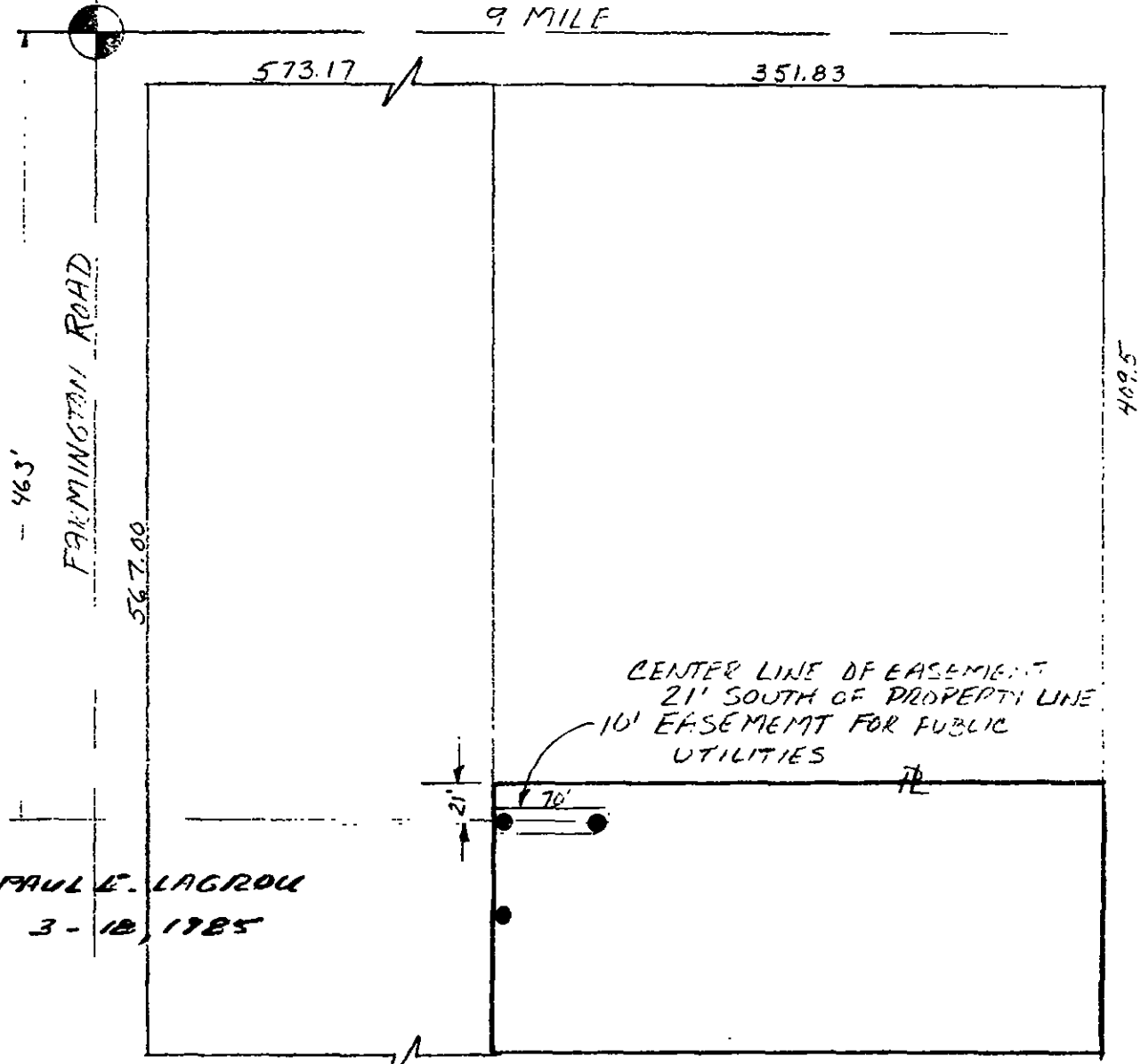
FARMINGTON LITTLE FARMS S/L  
 LIBER 26 P. 2  
 LOTS 269 TO 326 BUILDERS PARK NO 1  
 LIBER 47 P 40  
 SID 23-34A 101

DEVELOPER - BILL WEATHERS  
 84-9201



N.W. CORNER OF  
 SECT. 34

9 MILE



RECORDED RIGHT OF WAY NO. 35381

PAUL E. LAGROU  
 3-18, 1985

LEGEND				THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
	FOREIGN POLE	CITY	FARMINGTON	COUNTY	OAKLAND	DTR. & TWP. SECT. NO.	N.W. 4 Sec. 34
	EXIST DE CO POLE	MAP SECT	FAR. 1-259-348	TOWN	IN	RANGE	96
	PROPOSED POLE	PROJECT NAME		TEL ENGR & DIST		JOINT R/W REQUIRED	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
	EXIST ANCHOR	CIRCUIT		REASON		DEPT ORDER NO.	
	PROPOSED ANCHOR	PLANNER	K. SOUSA	DATE	12-13-84	R/W NO.	7840
	TREE	SCALE	1" = 100'	PROJ OR PART NO.		OFW SO OR PE NO.	
	120/240 VOLT LINE	BUDGET ITEM NO.		DATE	12-13-84	DF FORM 963 2237 1 80	
	4800 VOLT LINE						
	13.2KV VOLT LINE						
	40000 VOLT LINE						

EXHIBIT "A" - 1

LEGAL DESCRIPTION

Land in the City of Farmington, County of Oakland, State of Michigan, described as:

(2) Lots 1 and 2, except the Easterly 351.83 feet thereof, of Farmington Little Farms Subdivision (Liber 26, Page 2 of Plats, Oakland County Records) and Lots 269 to 320, inclusive, of Builder's Park No. 1 (Liber 47, Page 40 of Plats, Oakland County Records; except the following described parcel: A parcel of land located in the Northwest 1/4 of Section 34, Town 1 North, Range 9 East, City of Farmington Oakland County, Michigan, is described as commencing at the Northwest corner of said Section 34, thence along the West line of said Section 34, South 0 degrees 30 minutes West 33.00 feet; thence South 89 degrees 38 minutes 37 seconds East 60.00 feet to a point of beginning; thence along the South Right-of-Way line of Nine Mile Road (South half being 33 feet wide), South 89 degrees 38 minutes 37 seconds East 573.17 feet; thence South 0 degrees 30 minutes 00 seconds West 567.00 feet; thence North, 89 degrees 38 minutes 37 seconds West 573.17 feet; thence along the East Right-of-Way line of Farmington Road (East half being 60 feet; wide), North 0 degrees 30 minutes East 567.00 feet to the point of beginning.

26002

47040

RECORDED RIGHT OF WAY NO. 35381

~~2334-101-008~~

38170

EXHIBIT A-2

Land situated in the City of Farmington, Oakland County, Michigan, described as follows:

A parcel of land located in the N.W. 1/4 of Section 34, T. 1 N., R. 9 E., City of Farmington, Oakland County, Michigan, is described as commencing at the N.W. corner of said Section 34, thence along the West line of said Section 34, S. 0 degrees 30' W. 33.00 feet; thence S. 89 degrees 38'37" E. 60.00 feet to a point of beginning; thence along the South Right-of-Way line of Nine Mile Road (south half being 33 feet wide), S. 89 degrees 38'37" E. 573.17 feet; thence S. 0 degrees 30'00" W. 567.00 feet; thence N. 89 degrees 38'37" W. 573.17 feet; thence along the East Right-of-Way line of Farmington Road (east half being 60 feet wide), N. 0 degrees 30" E. 567.00 feet to the point of beginning.

Tax Identification Nos.: (23-34-101-008  
23-34-102-001)

RECORDED RIGHT OF WAY NO. 35381

EXHIBIT B

LIBER 8794 PAGE 67

LEGAL DESCRIPTION OF RETENTION POND

A parcel of land located in the N.W. 1/4 of Section 34, T.1.N., R.9.E., City of Farmington Hills, Oakland County, Michigan, is described as commencing at the Northwest corner of said Section 34; thence along the west line of said Section 34, S. 0° 30' W. 33.00 feet; thence S. 89° 38' 37"E. 60.00 feet; thence along the south Right-of-Way line of Nine Mile Road S. 89° 38' 37" E. 573.17 feet; thence S. 0° 30' 00" W. 409.5 feet to the Point of Beginning; thence S. 0° 30' 00" W. 157.5 feet; thence S. 89° 38' 37" E. 351.83 feet; thence N. 0° 30' 00" E. 157.5 feet; thence N. 89° 38' 37" W. 351.83 feet to the Point of Beginning containing 1.27 acres more or less.

Also KNOWN AS  
Lot 305-311  
Builders Park #1  
22-34-101-008

47040

RECORDED RIGHT OF WAY NO. 35381

98170

EASEMENT

EASEMENT granted this 24th day of September, 1984 by and between  
...CTURERS NATIONAL BANK OF DETROIT, Trustee of the Adolph H. Meyer  
table Annuity Trust, 100 Renaissance Center, Detroit, Michigan 48243,  
fter designated "Grantor" and FARMINGTON/9 MILE ASSOCIATES, a Michigan  
i Partnership, 24081 Research Drive, Farmington Hills, Michigan 48024,  
fter designated "Grantee".

WITNESSETH:

...S, coincident herewith Grantor has sold to Grantee property in the  
of Farmington, Oakland County, Michigan, described in Exhibit A attached  
, and

S, Grantor has retained ownership of the property which is  
to and directly east of the property sold by Grantor to Grantee, and  
as part of said sale by Grantor to Grantee, it is understood and  
i by and between the parties Grantor shall grant to Grantee an easement  
the property described in Exhibit B attached hereto and made a part  
by reference thereto, hereinafter described as the "Easement Property",  
use and benefit of the property of Grantee.

, THEREFORE, in consideration of the sum of One (\$1.00) Dollar and  
~~good and valuable consideration,~~ to them in hand paid, receipt and  
cy of which is hereby acknowledged by each of the parties hereto, it is  
, agreed as follows:

Grantor hereby gives, grants and conveys to Grantee a non-exclusive  
l easement over, across, under and through the Easement Property for  
construction, installation, use and maintenance of a storm water retention  
in connection with the property described in Exhibit A, together with

RECORDED RIGHT OF WAY NO. 35381

RECORDED  
OAKLAND COUNTY, MICHIGAN  
REGISTRY

84 SEP 27 12:44  
CLERK REGISTRY



of entry upon and passage over, across and through said Easement Property for the use and benefit of the property described in Exhibit A.

Grantee agrees to maintain the Easement Property in good condition for storm water retention basin purposes at Grantee's sole cost and

The said grant of easement shall run with the land and shall be upon and shall inure to the benefit of the parties hereto and their heirs and assigns.

I WITNESS WHEREOF, the parties hereto have set their hands the day and first above written.

WITNESS

Frederic R. Kravitz  
Frederic R. Kravitz

MANUFACTURERS NATIONAL BANK OF DETROIT,  
Trustee of the Adolph H. Meyer  
Charitable Annuity Trust

By: William J. Alexander  
William J. Alexander  
Second Vice President and Trust Officer  
"GRANTOR"

RECORDED RIGHT OF WAY NO. 35381

John T. Gilstore  
JOHN T. GILSTORE

FARMINGTON/9 MILE ASSOCIATES,  
a Michigan Limited Partnership  
By: R. Richard Walker  
R. Richard Walker, General Partner  
"GRANTEE"

COUNTY OF MICHIGAN )  
WAYNE ) SS.  
CITY OF OAKLAND )

this 24th day of September, 1984 before me, a Notary Public, personally appeared WILLIAM J. ALEXANDER, Second Vice President and Trust Officer of

I say that he is the Second Vice President and Trust Officer of  
Farmington National Bank of Detroit, Trustee of the Adolph H. Meyer  
Annuity Trust and did acknowledge to and before me that he executed  
the foregoing as such Second Vice President and Trust Officer and pursuant to  
the action of the Board of Directors of said Corporation.

Marian Pechur  
\_\_\_\_\_  
, Notary Public  
Wayne County, Michigan  
My commission expires: \_\_\_\_\_

MARIAN PECHUR  
Notary Public, Wayne County, MI  
My Commission Expires Aug. 12, 1985

MICHIGAN )  
WAYNE ) SS.  
OAKLAND )

On this 24th day of September, 1984, before me, a Notary Public,  
appeared R. RICHARD WALKER, General Partner of Farmington/9 Mile  
Partnership, a Michigan Limited Partnership, who being by me duly sworn did say  
that he had executed the foregoing instrument as such General Partner on  
behalf of said Limited Partnership and pursuant to authority in the Limited  
Partnership Agreement.

Marian Pechur  
\_\_\_\_\_  
, Notary Public  
Wayne County, Michigan  
My commission expires: \_\_\_\_\_

MARIAN PECHUR  
Notary Public, Wayne County, MI  
My Commission Expires Aug. 12, 1985

BY AND WHEN  
RETURN TO: \_\_\_\_\_

R. KRAVITZ, ESQUIRE  
c/o Robinson, Shapero,  
Burgoyne, P.C.  
Telegraph Rd. - Suite 400  
Farmington, Michigan 48034

RECORDED RIGHT OF WAY NO. 35381

TRUSTEE'S DEED

9  
34

This Indenture, made the 24th day of September in the year of our Lord, One Thousand Nine Hundred and Eighty-four between MANUFACTURERS NATIONAL BANK OF DETROIT, a national banking association, as Trustee of the Adolph H. Meyer Charitable Remainder Annuity Trust, solely as Trustee and not in its individual and/or corporate capacity (herein called "GRANTOR") under Agreement of Trust dated November 8, 1977 (herein called "TRUST") whose address is 100 Renaissance Center, Detroit, Michigan 48243, and FARMINGTON/9 MILE ASSOCIATES, a Michigan Limited Partnership, whose address is 24081 Research Drive, Farmington Hills, Michigan, herein called "Grantee").

Witness, that Grantor by virtue of the power and authority given to Grantor by Trust, for consideration of SIX HUNDRED THOUSAND and NO/100 (\$600,000.00) DOLLARS by these presents does hereby convey unto said Grantee and to its heirs, successors and assigns, forever, land situated in the City of Farmington Hills, County of Oakland, State of Michigan, as follows to-wit:

LEGAL DESCRIPTION ATTACHED HERETO.

All subject to building and use restrictions and easements of record and subject to the rights of the public and any government unit in any part thereof taken, used or deeded for street, road or highway purposes.

Together with all and singular the tenements, hereditaments and appurtenances belonging or in anywise appertaining thereto, and all the estate, right, title, interest in said premises of which the said Trust is seized which by virtue of the said Trust is now vested in said Grantor, to have and to hold, forever. And the said Grantor does covenant, promise and agree to and with the said Grantee and the heirs, successors and assigns of the said Grantee, that the Grantor has not made, done, committed, executed or suffered any act or acts, thing or things whatsoever, whereby, or by means whereof, the above-mentioned and described premises, or any part and parcel thereof, now are or at any time hereafter shall or may be impeached, charged or encumbered in any manner or way whatsoever because of Grantor's actions or inaction.

RECORDED RIGHT OF WAY NO. 35381

RECORDED  
OAKLAND COUNTY MICHIGAN  
REGISTRY  
SEP 27 12:44  
LYNN D ALLEN  
CLERK-REGISTRY OF DEEDS

OAKLAND COUNTY 198422

STATE OF MICHIGAN  
Dept. of Taxation SEP 27 84 P.R. 10560

REAL ESTATE TRANSFER TAX 660.00

660.00  
98170

Signed, sealed and delivered the day and year first above written.

In Presence of:

MANUFACTURERS NATIONAL BANK OF DETROIT,  
a national banking association, solely in its  
capacity as Trustee of the Adolph H. Meyer  
Charitable Remainder Trust

and not in its individual and/or corporate  
capacity as a national banking association.

Mary Jane Royer  
Mary Jane Royer

By William J. Alexander  
WILLIAM J. ALEXANDER  
Second Vice President and Trust Officer

Diana Werenski  
Diana Werenski

STATE OF MICHIGAN )  
                          ) ss.  
COUNTY OF Oakland )

On this 24th day of September, 1984, before me a Notary Public in and for  
said County, personally appeared WILLIAM J. ALEXANDER to me personally known, who  
being by me sworn, did say that he is Second Vice President and Trust Officer of  
MANUFACTURERS NATIONAL BANK OF DETROIT, the corporation named in and who executed the  
within instrument, as Trustee of the within named Trust, and that said instrument was  
signed and sealed in behalf of said corporation, and he has acknowledged said  
instrument to be the free act and deed of said corporation as in said instrument  
described.

RECORDED RIGHT OF WAY NO. 35381

Cynthia M. Lichocki

Notary Public, Wayne County, Michigan

My Commission Expires

CYNTHIA M. LICHOCKI  
Notary Public, Wayne County, Michigan  
My Commission Expires September 8, 1986

Instrument drafted by:  
William J. Alexander  
100 Renaissance Center  
Detroit, MI 48243

When recorded return to: Grantees

LEGAL DESCRIPTION

A PARCEL OF LAND LOCATED IN THE N.W.  $\frac{1}{4}$  OF SECTION 34, T.1 N., R. 9E., CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN, IS DESCRIBED AS COMMENCING AT THE N.W. CORNER OF SAID SECTION 34, THENCE ALONG THE WEST LINE OF SAID SECTION 34, S.0° 30' W. 33.00 FEET; THENCE S.89°38'37"E. 60.00 FEET TO A POINT OF BEGINNING; THENCE ALONG THE SOUTH RIGHT-OF-WAY LINE OF NINE MILE ROAD (SOUTH HALF BEING 33 FEET WIDE, S.89°38'37"E, 573.17 FEET; THENCE S.0°30'00"W. 567.00 FEET; THENCE N.89°38'37"W. 573.17 FEET; THENCE ALONG THE EAST RIGHT- OF-WAY LINE OF FARMINGTON ROAD (EAST HALF BEING 60 FEET WIDE), N.0°30'E. 567.00 FEET TO THE POINT OF BEGINNING, CONTAINING 7.4607 ACRES

23-34-101-008

RECORDED RIGHT OF WAY NO. 35381

Now Known As

Tax ID NO. 23-34-101-008

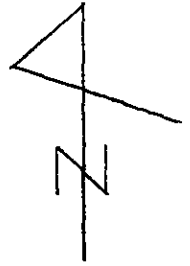
~~23-34-102-001~~

↓ Lots 142 exc E'dly 351.83 ft 26002  
 of Farmington Little Farms Sub.  
 Lots 269 ~~276~~ Builder's PK #1 47040  
 & pt 277 & pt of 312-320

(20)

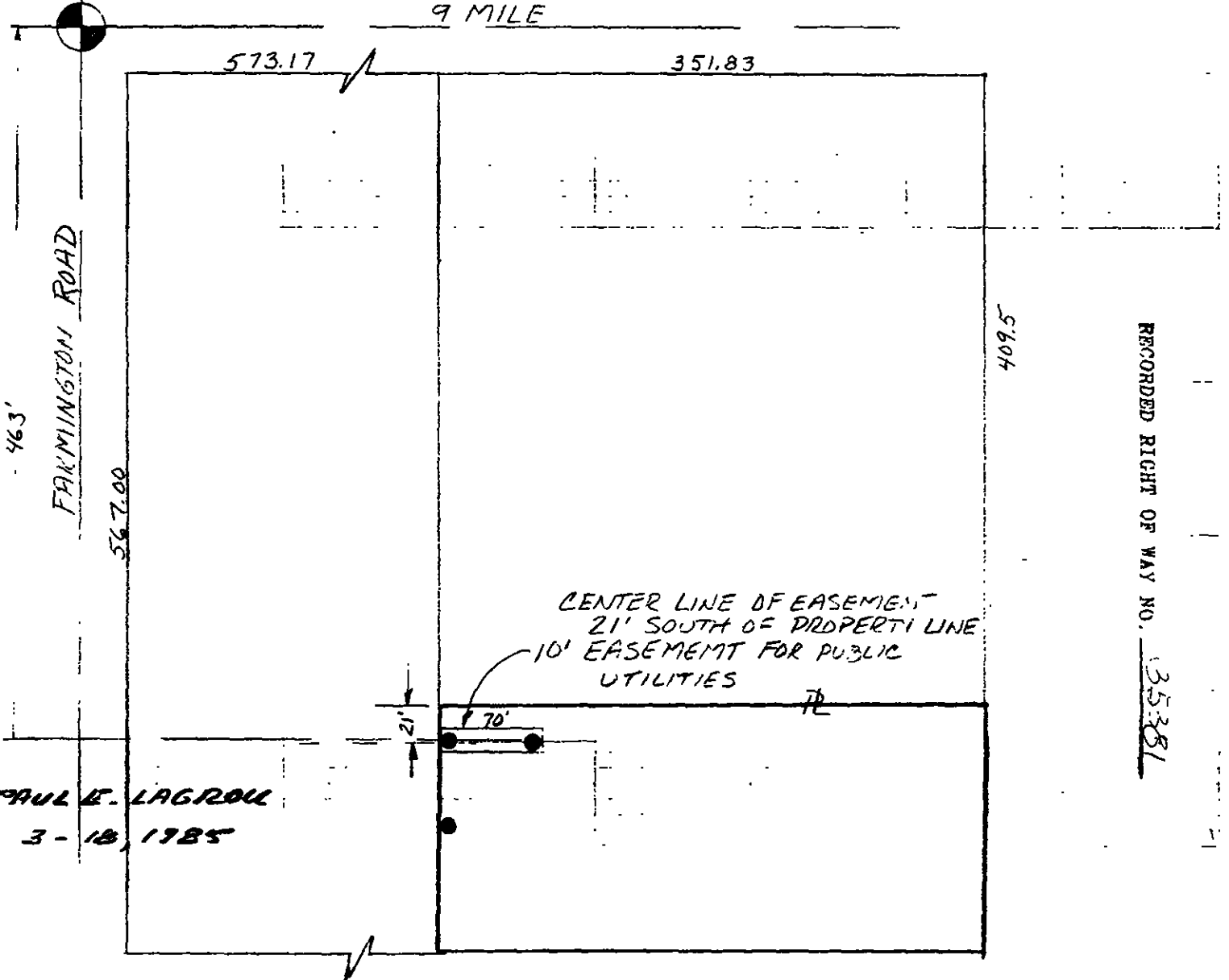
FARMINGTON LITTLE FARMS SUB  
 LIBER 26 P. 2  
 LOTS 269 TO 320 BUILDER'S PARK NO 1  
 LIBER 47 P 40  
 SID 23-34A 101

DEVELOPED - BILL WEATHER FOR:  
 851-8200



N.W. CORNER OF  
 SECT. 34

9 MILE



RECORDED RIGHT OF WAY NO. 35381

PAUL E. LAGROU  
 3-18-1985

LEGEND			
	FOREIGN POLE		
	EXIST DE. CO POLE		
	PROPOSED POLE		
	EXIST ANCHOR		
	PROPOSED ANCHOR		
	TREE		
	120/240 VOLT LINE		
	4800 VOLT LINE		
	13,200 VOLT LINE		
	40,000 VOLT LINE		

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY <u>FARMINGTON</u>	COUNTY <u>OAKLAND</u>	DTR & TWP SECT NO <u>N.W. 4 Sec 34</u>	DEPT ORDER NO
MAP SECT <u>FAR 1-25?-3-3</u>	TOWN <u>1N</u>	RANGE <u>9E</u>	JOINT R/W REQUIRED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
PROJECT NAME	TEL. ENGR & DIST	R/W NO. <u>7840</u>	
CIRCUIT	PROJ OR PART NO		
REASON	OFW SO OR P.E. NO.		
PLANNER <u>R. S. J. J.</u>	SCALE <u>1"=100'</u>	DATE <u>12-13-84</u>	
		BUDGET ITEM NO	